

DECLARATION OF EMERGENCY

Department of Health and Hospitals Office of the Secretary Bureau of Health Services Financing

Case Management Services for the Mentally Retarded/Developmentally Disabled—Program Reduction

The Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing has adopted the following emergency rule in the Medical Assistance Program as authorized by R.S. 46:153 and pursuant to Title XIX of the Social Security Act and as directed by the 1996-97 General Appropriation Act, which states: "The Secretary shall implement reductions in the Medicaid program as necessary to control expenditures to the level approved in this schedule. The Secretary is hereby directed to utilize various cost containment measures to accomplish these reductions, including but not limited to pre-certification, pre-admission screening, and utilization review, and other measures as allowed by federal law". This emergency rule is adopted in accordance with the Administrative Procedure Act, R.S. 49:950 et seq. and shall be in effect for the maximum period allowed under the Administrative Procedure Act or until adoption of the rule, whichever occurs first.

The Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing has provided coverage and reimbursement for case management services under the State Plan and under the Home and Community Based Waiver Services Program to the Mentally Retarded/Developmentally Disabled. The bureau has now determined that it is necessary to suspend coverage of case management services for non-waiver Mentally Retarded/Developmentally Disabled recipients under the State Plan due to insufficient funds. The case management services for the Mentally Retarded/Developmentally Disabled under the Home and Community Based Waiver Services Program are retained. The following emergency rule has been adopted to suspend case management services for the Mentally Retarded/Developmentally Disabled population to those Medicaid recipients under the State Plan who are not participants in the Home and Community Based Waiver Services Program. This action is necessary to avoid a budget deficit in the medical assistance programs. It is anticipated that implementation of this emergency rule will save approximately \$2,603,664 for state fiscal year 1996-1997.

Emergency Rule

Effective for dates of service July 1, 1996 and thereafter the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing suspends coverage and reimbursement of optional targeted case management services for non-waiver Mentally Retarded/Developmentally Disabled recipients under the State Plan. The case management services for the Mentally Retarded/Developmentally Disabled population under the Home and Community Based Waiver Services Program are retained.

Interested persons may submit written comments to: Thomas D. Collins, Bureau of Health Services Financing, Box 91030, Baton Rouge, LA 70821-9030. He is responsible for responding to inquiries regarding this emergency rule.

Bobby P. Jindal
Secretary

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